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December 6, 2004

NAT04-6048

**VIA FAX AND U.S. MAIL**

Mr. Robert Kalinsky  
General Growth Properties, Inc.  
110 North Wacker Drive  
Chicago, IL 60606

Re: Boulevard Mall, Las Vegas, Nevada  
*Irwin Kishner, et al. v. Al Phillips The Cleaner, Inc., et al.*  
U.S.D.C., District of Nevada, Case No. CV-S-02-1218-RJJ

Dear Mr. Kalinsky:

This is a follow up to my letter dated October 19, 2004, a copy of which is enclosed for your reference. As with each of my prior communications with General Growth Properties, Inc. ("GGPI"), I have received no response whatsoever.

As explained in my earlier correspondence, my client, Al Phillips The Cleaner, Inc. ("APTC"), is in the midst of taking over an assessment and remediation of the old Maryland Square Shopping Center property located at 3661 South Maryland Parkway, Las Vegas, Nevada (the "Site"). GGPI owns and/or operates a parcel adjacent to the Site commonly known as the Boulevard Mall. Previously, assessment and remediation activities had been conducted by former owners of the property (the plaintiffs in the above-captioned lawsuit), who obtained a signed access agreement from GGPI dated September 22, 2000.

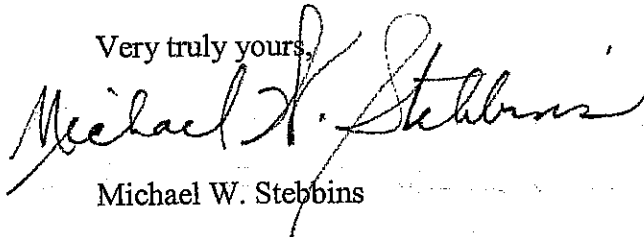
APTC, and its contractor, URS Corporation ("URS") need access to the Boulevard Mall to continue with the assessment and remediation activities. Without such access, those activities cannot proceed. Presently, the activities envisioned on the Boulevard Mall property are limited to merely the quarterly sampling of existing ground water monitoring wells. Thus, the access requested is not particularly invasive.

Once again, APTC and URS would like to obtain permission to access the Boulevard Mall property as soon as possible. To that end, I have once again attached a copy of the proposed letter access agreement from URS for the Boulevard Mall property. If you would like this agreement modified in any way, please let me know at once and we can drive that editing process to a conclusion very quickly.

We would appreciate your cooperation in granting this access as soon as possible. Because we have received no response whatsoever from GGPI in the past, I am copying the Nevada Division of Environmental Protection ("NDEP") on this letter in hopes of eliciting some action and/or response from GGPI.

If you have any questions, please do not hesitate to contact the undersigned directly at (650) 330-4136 or by email at [mstebbins@tzllp.com](mailto:mstebbins@tzllp.com). Thank you.

Very truly yours,



Michael W. Stebbins

Enclosures

cc: Randy L. Jackson  
Scott Ball, URS  
Ms. Shannon Harbour, NDEP  
Sonja Inglin, Esq., Jenkins & Gilchrist, LLP